

Exhibit 105

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

IN RE: JOHNSON & JOHNSON	:	MDL NO. 2592
TALCUM POWDER PRODUCTS	:	16-2738 (FLW) (LGH)
MARKETING, SALES PRACTICES	:	
AND PRODUCTS LIABILITY	:	
LITIGATION	:	

THIS DOCUMENT RELATES TO:
ALL CASES

Videotaped Deposition of
MARK KREKELER, Ph.D.

Taken: By the Defendants
Pursuant to Notice

Date: January 25, 2019

Time: Commencing at 9:16 a.m.

Place: Hampton Inn
375 South College Avenue
Oxford, Ohio 45056

Before: Susan M. Gee, RMR, CRR
Notary Public - State of Ohio
and
Melinda Sindiong, CLVS

1 A. Those are things I found on my own. You
2 know, many of the books I -- some I just had on my
3 shelf, you know. I've actually gone through three
4 versions of some of them.

5 Q. So were any of the reports, treatises,
6 books, et cetera, you relied on provided to you by
7 plaintiffs' counsel?

8 A. No, I don't think so.

9 Q. Did anybody help you prepare the report?

10 A. I asked counsel to create the charts that
11 are in the report, and this was my first time doing such
12 an extensive report. So I asked about organizational
13 issues, things like that.

14 Q. What about other than the charts that
15 appear in the report? Did counsel assist you with any
16 of the other -- the word just escaped my mind. I
17 apologize.

18 A. Text?

19 Q. Any of the other, sort of principle of
20 research or any of the other opinions that are in the
21 paper?

22 MS. SCOTT: Objection.

23 A. No.

24 BY MR. FROST:

25 Q. And did you have any hand at editing the

1 BY MR. FROST:

2 Q. So this first one, can you tell me
3 anywhere in the Battelle report that starts JNJ 87868,
4 that they note the trace amounts of amphibole are
5 asbestiform in any way?

6 MS. O'DELL: Object to the form.

7 A. No, I don't.

8 BY MR. FROST:

9 Q. Okay. Turn to tab 2, which is -- the
10 document starts JNJ 87231. Same question. Can you tell
11 me anywhere in here where, I believe it's Battelle
12 again, identifies finding any asbestiform mineral?

13 MS. SCOTT: Objection.

14 A. So tremolite is noted as trace on page 4
15 here.

16 BY MR. FROST:

17 Q. Does it note the trace tremolite has
18 asbestiform?

19 A. No, it does not.

20 Q. So you'd have no way to tell whether or
21 not it's asbestiform or non-asbestiform based on this
22 document?

23 MS. O'DELL: Object to form.

24 MS. SCOTT: Objection.

25 A. The -- it has been so, "The amphibole

1 body of the Maanshan talc deposit located in the
2 Shanglin region."

3 Did I read that right, or close enough,
4 anyway, on the pronunciations?

5 A. Yes.

6 Q. Did Johnson & Johnson ever use talc from
7 the Maanshan deposit?

8 A. I'm not sure. I'm confused by that, the
9 Chinese words, so I'm not sure. But, again, there
10 was -- so I don't know for sure, but there was a paucity
11 of data relating to Chinese, I think.

12 Q. You specifically state, if you look back
13 at page 8 --

14 A. I forget.

15 Q. -- of your report, you state, "2002 to
16 present: Zhizhua Mine, Guigang Province, China.
17 Product Name: Guangxi No. 2 and Guangxi No. 2A"

18 A. Yeah. Those are two.

19 Q. Maanshan is not the Guangxi mine that's
20 mentioned there, correct?

21 A. Correct.

22 Q. And you have no evidence that Johnson &
23 Johnson ever sourced talc from the Maanshan deposit?

24 MS. SCOTT: Objection.

25 A. Correct. But as I understand it, the

1 deposits are geologically related, to the best of my
2 ability. Again, there is some paucity of data, but it
3 seemed, from what I could gather, that these are
4 geologically related.

5 BY MR. FROST:

6 Q. So sitting here today, you can tell me
7 that you've specifically looked at the Maanshan deposit
8 and the -- I apologize to the court reporter for these
9 names -- and Zhizhua Mine, and you're confident and you
10 can tell me that you have seen sources that shows those
11 two exact deposits are similar and come from the same
12 areas? And if that's true, what's your source?

13 A. Let me -- so...

14 MS. O'DELL: Objection.

15 A. So asbestos was discovered and fractures
16 of the talc ore body of the Maanshan deposit looking in
17 the Shanglin region. And the question is am I certain
18 that talc --

19 BY MR. FROST:

20 Q. You just told me that you've seen
21 something that says Maanshan is the same geological
22 formation?

23 A. Can we look at 413792?

24 Q. I don't have it. Is that the one we just
25 looked at, though?

1 C E R T I F I C A T E

2 State of Ohio :
3 : SS

4 County of Hamilton :

5 I, Susan M. Gee, RMR, CRR, the undersigned, a
6 duly commissioned notary public within and for the State
7 of Ohio, do hereby certify that before the giving of his
8 aforesaid deposition, MARK KREKELER, Ph.D., was by me
9 first duly sworn to depose the truth, the whole truth
10 and nothing but the truth; that the foregoing is the
11 deposition given at said time and place by MARK
12 KREKELER, Ph.D.; that said deposition was taken in all
13 respects pursuant to stipulations of counsel; that I am
14 neither a relative of nor employee of any of their
15 parties or their counsel, and have no interest whatever
16 in the result of the action; that I am not, nor is the
17 court reporting firm with which I am affiliated, under a
18 contract as defined in Civil Rule 28(D).

19 IN WITNESS WHEREOF, I have hereunto set my
20 hand and official seal of office at Cincinnati, Ohio, on
21 this 29th day of January, 2019.
22

23 My commission expires: S/ Susan M. Gee, RMR, CRR
24 September 20, 2020. Notary Public - State of Ohio
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